



RESPONSE UNDER 37 C.F.R. 1.116 -
EXPEDITED PROCEDURE - EXAMINING GROUP 1638

Attorney's Docket No. 045600/274146

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Carozzi et al. Confirmation No.: 6391
Appl. No.: 10/783,417 Group No.: 1638
Filed: February 19, 2004 Examiner: Anne R. Kubelik
For: AXMI-006, A DELTA-ENDOTOXIN GENE AND METHODS FOR ITS USE

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION AND FEE FOR EXTENSION OF TIME 37 C.F.R. § 1.136(a)

1. This is a petition for an extension of time for a total period of ONE months to respond to the Office Action dated July 18, 2006.

2. Applicant is ☒ a small entity; ☐ other than a small entity.

3. Calculation of extension fee (37 C.F.R. § 1.17(a)(1)-(a)(5)):

Total Months Requested	Fee For Other Than Small Entity	Fee for Small Entity
<input checked="" type="checkbox"/> one month	\$120.00	\$60.00
<input type="checkbox"/> two months	\$450.00	\$225.00
<input type="checkbox"/> three months	\$1,020.00	\$510.00
<input type="checkbox"/> four months	\$1,590.00	\$795.00
<input type="checkbox"/> five months*	\$2,160.00	\$1,080.00

*Cannot be used to exceed six-month statutory limit for response to an Official Action.

☒ A check in the amount of \$60.00 is enclosed.

☐ Charge Deposit Account No. 16-0605 for the extension fee.

☐ All fees are being authorized to be charged to Deposit Account No. 16-0605
when electronically filing 11/21/2006 HRLZUNES 00000047 10783417

☒ Charge Deposit Account No. 16-0605 for any fee deficiency 11/21/2006

60.00 0P

Respectfully submitted,

W. Murray Spruill
Registration No. 32,943

Customer No. 00826

ALSTON & BIRD LLP

Bank of America Plaza

101 South Tryon Street, Suite 4000

Charlotte, NC 28280-4000

Tel Raleigh Office (919) 862-2200

Fax Raleigh Office (919) 862-2260

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on November 15, 2006

Nora C. Martinez